GRIHAC P38AUS

COMBINED DECLARATION AND POWER OF ATTORNEY

(Original, Design, National Stage of PCT, Supplemental)

As a below named inventor, I hereby declare that:

TYPE OF DECLARATION

This declaratio	n is of the	e following type	: (check one applicable item below)							
	original design supplemental National Stage of PCT divisional (see added page) continuation (see added page) continuation-in-part (see added page)									
		INVI	NTORSHIP IDENTIFICATION							
believe that the	e named	inventor or inve	and citizenship is/are as stated below next to my/our name. I/We ntors listed below is/are the original and first inventor or inventors and for which a patent is sought on the invention entitled:							
			TITLE OF INVENTION							
MOTION MONITORING APPARATUS										
SPECIFICATION IDENTIFICATION										
The specificat (a) (b) (c) (d)	ion of wh	Serial No Express Mai was amende was describ PCT/AU00/0 as amended								
application ar name(s) and Antho Micha Scott	nd transa registrationy G. M ael J. Buj A. Dani	act all busines on number(s)) . Davis jold els	rappoint the following attorney(s) and/or agent(s) to prosecute this in the Patent and Trademark Office connected therewith. (list Registration No. 27,868 Registration No. 32,018 Registration No. 42,462							
Attach named attorn	ched as p ney(s) to a	part of this Dec accept and foll	aration and Power of Attorney is the authorization of the above- ow instructions from my representative(s).							
Send Correspondence to:			Direct Telephone Calls to: (603) 624-9220							
Davis & Bujold, P. L. L. C. Fourth Floor 500 N. Commercial Street Manchester, NH 03101-1151			Direct Telefaxes to: (603) 624-9229							

ACKNOWLEDGMENT OF VIEW OF PAPERS AND DUTY OF CAME

I/We hereby state that I/we have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I/We acknowledge the duty to disclose to the United States Patent Office all information which is known to be material to patentability of this application as defined in § 1.56 of Title 37 of the Code of Federal Regulations.

PRIORITY CLAIM

I/We hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me/us on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

	UK TO THIS G.S. ATTE		
APPLICATION NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119	
	May 13, 1999	SYES DNO	
		□YES □NO	
	APPLICATION NO. PQ4916	APPLICATION NO. (day, month, year)	

1				□YES						
ALL FOREIG (6 MON	N APPLICATION(S) ITHS FOR DESIGN)	IF ANY FILED MORE PRIOR TO THIS U.S.	THAN APPLIC	12 MONTHS ATION						
□ I/We hereby claim the benefit, under 35 U.S.C. 119(e), of any United States provisional application(s) listed below.										
Application Numb	er(s) Filing	Date (MM/DD/YY)	on a s	Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.						
		ECLARATION								
I/We hereby decidal statements made on it were made with the known or imprisonment, or both false statements may jet Full name of sole inventor's signature: Residence: 132A Cres	wledge that willful fals i, under Section 1001 opardize the validity	of Title 18 of the Unite of the application or an Colin DUNLOP	like so med States y patent pate:	nade are punis s Code, and the s issued thereo	shable by fine at such willful					
Post Office Address: Same as above Country of Citizenship: Australian										

PORTANT NOTICE RE



The Duty of Disclosure requirements of Section 1.56(a), of Title 27 of the Code of Federal Regulations, are as follows:

A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application, and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Patent Office all information they are aware of which is known to be material to patentability of the application. Such information is material where there is a substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

By virtue of this regulation, each inventor executing the Declaration for the filing of a patent application acknowledges his/her duty to disclose information of which he/she is aware and which may be material to the examination of the application.

Inherent in this is the duty to disclose any knowledge or belief that the invention:

- (a) was ever known or used in the United States of America before his/her invention thereof:
- (b) was patented or described in any printed publication in any country before his/her invention thereof or more than one year prior to the actual filing date of the United States patent application;
- (c) was in public use or on sale in the United States more than one (1) year prior to the actual filing date of the United States patent application; or
- (d) has been patented or made the subject of inventor's certificate issued before the actual filing date of the United States patent application in any country foreign to the United States on an application filed by him/her or his/her legal representative(s) or assign(s) more than twelve (12) months before the actual filing date in the United States.

<u>NOTE</u>: The "Information" concerned includes, but is not limited to, all published applications and patents, <u>including applicant(s)</u> and <u>assignee(s)</u> own, <u>United States or foreign application(s)</u> and <u>patent(s)</u>, as well as any other pertinent prior art known, or which becomes known, to the inventor or his/her representative(s). Where English language equivalents of foreign language documents are known, they should be identified and, when possible, copies supplied. Failure to comply with this requirement may result in a patent issued on the application being held invalid even if the known prior art which is not supplied is material to only one claim of that patent.

If there is any doubt concerning whether or not a citation is "material" to patentability of the application, it is better to err on the side of safety and disclose such art to the United States Patent Office.

